

VIRGINIA BOARD OF NURSING
Minutes
July 20, 2011

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on July 20, 2011 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS

PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., President
Evelyn Lindsay, L.P.N., Secretary
Allison Gregory, R.N., L.N.P.
Louise D. Hartz, Citizen Member
Jane R. Ingalls, R.N., C.N.S., Ph.D.
Trula E. Minton, M.S., R.N.
William Traynham, L.P.N.

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A, Deputy Executive Director
Jodi P. Power, R.N., J.D., Deputy Executive Director
Amy Davis, Executive Assistant
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General
Rachel Baer, Assistant Attorney General
Lindsay Fraser, Intern from the Office of the Attorney General

ESTABLISHMENT OF A QUORUM: With six members of the Board present, a quorum was established.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Judy Atkinson, L.P.N. 0002-032547
Ms. Atkinson appeared, accompanied by attorney, Charles Beller.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:29 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Atkinson. Additionally, Ms. Lindsay moved that Ms. Krohn, Ms. Mitchell, Ms. Power, Ms. Davis, Ms. Blanton, Ms. Baer, Ms. Fraser and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 9:33 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting

requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Lindsay moved to accept the recommended decision of the agency subordinate to reprimand Judy Atkinson and to indefinitely suspend the practical nursing license of Ms. Atkinson and stay the suspension contingent upon Ms. Atkinson's continue compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Anita Kebbie, C.N.A. 1401-126470

Ms. Kebbie appeared

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:38 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Kebbie. Additionally, Ms. Lindsay moved that Ms. Krohn, Ms. Mitchell, Ms. Power, Ms. Davis, Ms. Blanton, Ms. Baer, Ms. Fraser and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:41 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Mr. Traynham moved to accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Anita Kebbie and enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:45 A.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Ms. Lindsay moved that Ms. Krohn, Ms. Mitchell, Ms. Power, Ms. Davis, Ms. Blanton, Ms. Baer, Ms. Fraser and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 10:13 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting

requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Jessica Lester, C.N.A. 1401-114067

Ms. Lester did not appear.

Ms. Hartz moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Jessica Lester.

The motion was seconded and carried unanimously.

Debbie M. Marshall, C.N.A. 1401-008724

Ms. Marshall did not appear.

Ms. Hartz moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Debbie Marshall and enter a finding of neglect based on a single occurrence against her in the Virginia Nurse Aide Registry.

The motion was seconded and carried unanimously.

Kristi M. Crabtree, R.N. 0001-206511

Ms. Crabtree did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kristi Crabtree and to indefinitely suspend her professional nursing license until such time as she is able to resume the safe and competent practice of professional nursing.

The motion was seconded and carried unanimously.

Kristina M. Sullivan, R.N. 0001-202444

Ms. Sullivan did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Kristina Sullivan contingent upon her continued compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Christopher Anderson, R.N. 0001-202359

Mr. Anderson did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Christopher Anderson on probation for not less than two years of actual nursing practice with terms and conditions. The motion was seconded and carried unanimously.

Jeneba Jalloh, C.N.A. 1401-093771

Ms. Jalloh did not appear.

Ms. Gregory moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Jeneba Jalloh and enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Sara J. Hess, R.N. 0001-201578

Ms. Hess did not appear.

Ms. Gregory moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Sara Hess contingent upon her re-entry into the Health Practitioners Monitoring Program within 60 days of entry of the order and upon her continued compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Bettie Borum, R.N. 0001-133907

Ms. Borum did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate reprimand Bettie Borum and to indefinitely suspend the professional nursing license of Ms. Borum, and stay the suspension contingent upon Ms. Borum's entry into and compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Stephanie W. Jordan, R.N. 0001-170522

Ms. Jordan did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Stephanie Jordan and stay the suspension contingent upon her entry into and compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Lydia Wright, R.N. 0001-140646

Ms. Wright did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Lydia Wright.

The motion was seconded and carried unanimously.

Amy-Lynn Bolling, L.P.N. 0002-052798

Ms. Bolling did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate reprimand Amy-Lynn Bolling and to place her on probation for two years with terms and conditions. The motion was seconded and carried unanimously.

Tracy Heisler, R.N. 0001-137849

Ms. Heisler did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Tracy Heisler and to indefinitely suspend her professional nursing license until such time as she can appear before the Board and demonstrate that she is able to return to the safe and competent practice of nursing.

The motion was seconded and carried unanimously.

Elaina L. Bullock, C.N.A. 1401-124936

Ms. Bullock did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate revoke the nurse aide certificate of Elaina Bullock and enter a finding of misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Christina Costa, C.N.A. 1401-093430

Ms. Costa did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Christina Costa. The motion was seconded and carried unanimously.

Jennifer Fix, C.N.A. 1401-100332

Ms. Fix did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Jennifer Fix for a period of not less than two years and until such time as she can appear before the Board and demonstrate that she is capable of resuming nurse aide practice. The motion was seconded and carried unanimously.

Lynda F. Gladwell, C.N.A. 1401-089926

Ms. Gladwell did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Lynda Gladwell and enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Lisa M. Mason, R.N. 0001-139483

Ms. Mason did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Lisa Mason until such time as she is able to resume the safe and competent practice of professional nursing.

The motion was seconded and carried unanimously.

Patricia F. Royster, L.P.N. 0002-031959

Ms. Royster did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Patricia Royster and stay the suspension contingent upon her entering into the Health Practitioners Monitoring Program within 60 days of entry of the order and thereafter remaining in compliance with all terms and conditions of the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Elizabeth A. Clark, L.P.N. 0002-053087

Ms. Clark did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Elizabeth Clark.

The motion was seconded and carried unanimously.

Crystal Goff, L.P.N. 0002-082661

Ms. Goff did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Crystal Goff until such time as she can appear before the Board and provide evidence that she is safe and competent to practice practical nursing.

The motion was seconded and carried unanimously.

Brenda D. Ballou, C.N.A. 1401-088959

Ms. Ballou did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Brenda Ballou and enter a finding of abuse and a finding of neglect against her in the Virginia Nurse Aide Registry.

The motion was seconded and carried unanimously.

Wallata L. Brown, C.N.A. 1401-128067

Ms. Brown did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Wallata Brown and enter a finding of misappropriation of patient property against her in the Virginia Nurse Aide Registry.

The motion was seconded and carried unanimously.

Kollu Dorbor, C.N.A. 1401-112560

Ms. Dorbor did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Kollu Dorbor and enter a finding of abuse against her in the Virginia Nurse Aide Registry.

The motion was seconded and carried unanimously.

Erica Emrich, C.N.A. 1401-135083

Ms. Emrich did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Erica Emrich. The motion was seconded and carried unanimously.

Elsabet Woldemariam, L.P.N. 0002-079543

Ms. Woldemariam did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Elsabet Woldemariam. The motion was seconded and carried unanimously.

Iesha Stephens, C.N.A. 1401-134068

Ms. Stephens did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Iesha Stephens and to enter a finding of neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Joan P. Myrick, C.N.A. 1401-086079

Ms. Myrick did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right to renew the nurse aide certificate of Joan Myrick and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Andria Hill, C.N.A. 1401-089613

Ms. Hill did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Andria Hill and enter a finding of abuse and a finding of neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Crystal J. Harris, C.N.A. 1401-096385

Ms. Harris did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Crystal Harris and enter a finding of neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Cheryl Morabito, R.N. 0001-086809

Ms. Morabito did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cheryl Morabito and require Ms. Morabito to complete the National Council of State Boards of Nursing online courses “Documentation: A Critical Aspect to Client Care” and “Professional Accountability and Legal Liability for Nurses” within 30 days of entry of the order.

The motion was seconded and carried unanimously.

Lisa A. Ashcraft, R.N. 0001-213414

Ms. Ashcraft did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Lisa Ashcraft for a period of not less than two years and until such time that she can present evidence that she is safe and competent to practice professional nursing.

The motion was seconded and carried unanimously.

Mary Neville, L.P.N. 0002-035791

Ms. Neville did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Mary Neville for a period of not less than one year and until such time as she can demonstrate that she is able to resume the safe and competent practice of practical nursing.

The motion was seconded and carried unanimously.

Nina M. Morrison, R.N. 0001-120558

Ms. Morrison did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Nina Morrison for not less than two years and until such time as she can come before the Board and demonstrate that she is capable of returning to the safe and competent practice of nursing.

The motion was seconded and carried unanimously.

Christina Garcia, R.N. 0001-195893

Ms. Garcia did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Christina Garcia and place her on probation for not less than one year of actual nursing practice with terms and conditions.

The motion was seconded and carried unanimously.

Gary E. Preston, L.P.N. 0002-075691

Mr. Preston did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Gary Preston.
The motion was seconded and carried unanimously.

Richard A. Lawson, R.N. 0001-209884

Mr. Lawson did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Richard Lawson contingent upon his remaining compliant with the Health Practitioners Monitoring Program.
The motion was seconded and carried unanimously.

Elke Zschaebitz, R.N. 0001-207467

Ms. Zschaebitz did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Elke Zschaebitz and provide evidence that she has completed the National Council of State Boards of Nursing online course “Respecting Professional Boundaries” within 30 days of entry of the order.
The motion was seconded and carried unanimously.

Mary Fox-Nixon, L.P.N. 0002-052786

Ms. Fox-Nixon did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Mary Fox-Nixon for not less than two years and until such time as she can come before the Board and demonstrate that she is capable of returning to the safe and competent practice of nursing.
The motion was seconded and carried unanimously.

Deborah Y. Sheffey, L.P.N. 0002-047876

Ms. Sheffey did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Deborah Sheffey contingent upon her entry into the Health Practitioners Monitoring Program within 45 days of entry of the order and thereafter remaining in compliance with the Health Practitioners Monitoring Program.
The motion was seconded and carried unanimously.

Helen R. Robinson, R.N. 0001-112937

Ms. Robinson did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right to renew the professional nursing license of Helen Robinson for not less than two years and until such time as she can come before the Board and demonstrate that she is capable of returning to the safe and competent practice of nursing.
The motion was seconded and carried unanimously.

Jeremy S. Jolly, R.N. Multistate Privilege (TN license)

Mr. Jolly did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the multistate privilege of Jeremy Jolly to practice professional nursing in Virginia until such time as he can demonstrate that he is capable of resuming the safe and competent practice of nursing.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 10:20 A.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
Wednesday, July 20, 2011
Panel - A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:45 A.M. on July 20, 2011 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D, President
Allison Gregory, R.N., L.N.P.
Louise D. Hartz, Citizen Member
Jane R. Ingalls, R.N., C.N.S., Ph.D.
Karen K. Schultz, Ph.D., M.B.A., Citizen Member

STAFF PRESENT: Jay P. Douglas, R.N., M.S.M, C.S.A.C., Executive Director
Jodi P. Power, R.N., J.D. Deputy Executive Director
Jane Elliott, R.N., Ph.D., Discipline Staff (joined later)
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General

ESTABLISHMENT OF A QUORUM: With five members of the Board present, a quorum was established.

FORMAL HEARINGS: **Virginia School of Nursing and Medical Institute – PN Program**
Ms. Alganesh Asfaha, R.N., Program Director appeared, represented by Matthew Williams, attorney.

Anne Joseph, Deputy Director, Administrative Proceedings Division, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Patricia Barton, court reporter, recorded the proceedings.

Tomeka Dowling, R.N., M.S., Nursing Education Consultant, Board of Nursing; Ishmael Kamara, R.N., Business Manager, VSNMI; and Alganesh Asfaha, R.N. were present and testified.

RECESS: The Board recessed at 12:20 P.M.

RECONVENTION: The Board reconvened at 12:30 P.M.

RECESS: The Board recessed at 1:00 P.M.

RECONVENTION: The Board reconvened at 1:35 P.M.

Dr. Elliott joined the meeting, Ms. Douglas left the meeting.

RECESS: The Board recessed at 3:05 P.M.

RECONVENTION: The Board reconvened at 3:15 P.M.

CLOSED MEETING: Ms. Hartz moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:20 P.M., for the purpose of deliberation to reach a decision in the matter of VSNMI. Additionally, Ms. Hartz moved that Ms. Power, Dr. Elliott, Ms. Blanton and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:45 P.M.

Ms. Hartz moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

Ms. Gregory moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board.
The motion was seconded and carried unanimously.

ACTION: Dr. Schultz moved that the Board of Nursing withdraw program approval of Virginia School of Nursing and Medical Institute practical nursing education program and require they comply with closure requirements of 18VAC90-20-170(B) of Board of Nursing regulations including that they continue to be prohibited from admitting new or transfer students; the program shall be closed by December 31, 2011 with all students graduated or transferred to another approved program by that date, and must provide a list of names of transferred students to the Board of Nursing no later than February 1, 2012 and transfer records and transcripts to the Board for safekeeping by February 1, 2012.
The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

FORMAL HEARINGS: **Chana Molini, R.N. 0001-180774**
Ms. Molini appeared, accompanied by Donald O'Brian.

James Rutkowski, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Patricia Barton, court reporter, recorded the proceedings.

Valerie Sobanko, Special Education Teacher, North Fork Middle School; Joann Thompson, Instructional Assistant, North Fork Middle School; Shelby Kline,

Principal, North Forth Middle School; and Ron Houser, Senior Investigator, Department of Health Professions were present and testified.

CLOSED MEETING: Ms. Hartz moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 6:40 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Molini. Additionally, Ms. Hartz moved that Ms. Power, Dr. Elliott, Ms. Blanton and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 7:11 P.M.

Ms. Hartz moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Gregory moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Rutkowski and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Hartz moved that the Board of Nursing continue on indefinite suspension the professional nursing license of Chana Molini for a period of not less than two years and until such time as she can demonstrate she is safe and competent to return to practice. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT: The Board recessed at 7:15 P.M.

Jodi P. Power, R.N., J.D.
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
Wednesday, July 20, 2011
Panel - B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 2:01 P.M. on July 20, 2011 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT: Joyce A. Hahn, Ph.D., A.P.R.N., NEA-BC, Vice President
John M. Horn, L.P.N.
Evelyn Lindsay, L.P.N.
Trula E. Minton, M.S., R.N.
William Traynham, L.P.N.

STAFF PRESENT: Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Brenda Krohn, R.N., M.S., Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT: Rachel Baer, Assistant Attorney General
Lindsay Fraser, Intern from the Office of the Attorney General

ESTABLISHMENT OF A QUORUM: With five members of the Board present, a quorum was established.

FORMAL HEARINGS: **Sheila D. Beard, C.N.A. 1401-037156**
Ms. Beard appeared.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Baer was legal counsel for the Board. Cheri Thomas, court reporter, recorded the proceedings.

John Turner, Senior Investigator, Department of Health Professions; Milka Svitlica; and Angelo Svitlica were present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:02 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Beard. Additionally, Ms. Lindsay moved that Ms. Krohn, Ms. Mitchell, Ms. Davis, Ms. Fraser and Ms. Baer attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:30 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Mr. Traynham moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board.

The motion was seconded and carried unanimously.

ACTION: Ms. Lindsay moved that the Board of Nursing revoke the nurse aide certificate of Sheila Beard and enter a finding of abuse in the Virginia Nurse Aide Registry.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 4:34 P.M.

RECESS: The Board reconvened at 4:49

FORMAL HEARINGS: **Tammy B. Coleman, R.N. 0001-134186**

Ms. Coleman appeared, accompanied by her mother, Verde Blankenship.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Baer was legal counsel for the Board. Cheri Thomas, court reporter, recorded the proceedings.

Rachel Shaw, Senior Investigator, Department of Health Professions; ToShera Friend, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 6:16 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Coleman. Additionally, Ms. Lindsay moved that Ms. Krohn, Ms. Mitchell, Ms. Davis and Ms. Baer attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 6:30 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Mr. Traynham moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Mr. Horn moved that the Board of Nursing reprimand Tammy Coleman and continue her on indefinite suspension, stay said suspension contingent upon Ms. Coleman's reentry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the program. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board recessed at 6:34 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director